

REMARKS

Claims 63-67 and 69-93 were previously pending. By this amendment, claims 63-67, 72-79 and 87-92 are canceled. Claims 69-71 are amended. Therefore, claims 69-71, 80-86 and 93 are pending, with claims 69-71, 80-83 and 93 being independent claims.

No new matter has been added.

Objections to the Claims

The Examiner has objected to claims 69-71 as being dependent from a rejected base claim but has indicated that the claims would be allowable if rewritten in independent form.

Applicant has amended claims 69-71 without conceding the correctness of the rejection of the base claim.

Accordingly, it is believed that this objection is now moot.

Rejections under 35 USC §112

The Examiner has rejected claims 63-67, 72-79 and 87-93 under 35 USC §112, first paragraph, as allegedly containing subject matter which was not described in the specification in such a way as to reasonably convey to one skilled in the relevant art that the inventor(s) at the time the instant application was filed had possession of the claimed invention.

Without conceding the correctness of this rejection, Applicant has canceled claims 63-67, 72-79 and 87-92. Applicant notes that it appears that claim 93 was mistakenly included as part of this rejection, as the subject matter of claim 93 has been indicated by the Examiner to be allowable.

Accordingly, Applicant respectfully requests that this rejection be withdrawn.

The Examiner has also rejected claims 63-68, 72-79 and 87-93 under 35 USC §112, first paragraph, because the specification allegedly does not reasonably provide enablement for the recitation of any antibody or antigen binding fragment thereof comprising an MBL CDR3 region extracted from 2A9, 3F8 or HMBL1.2.

Applicant has canceled claims 63-67, 72-79 and 87-92 without conceding the correctness of this rejection. Applicant notes that claim 68 was mistakenly included in the Examiner's listing of rejected claims, as claim 68 was not pending at the time of this rejection. In addition, Applicant believes that claim 93 was mistakenly included as part of this rejection. The subject matter of claim 93 has been indicated by the Examiner to be allowable.


Accordingly, Applicant respectfully requests that this rejection be withdrawn.

CONCLUSION

In view of the above amendment, applicant believes the pending application is in condition for allowance.

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Respectfully submitted,

By 

Janice A. Vatland, Ph.D.

Registration No.: 52,318

WOLF, GREENFIELD & SACKS, P.C.

Federal Reserve Plaza

600 Atlantic Avenue

Boston, Massachusetts 02210-2206

(617) 646-8000